

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

2014 FEB 18 AM 9:39

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CLERK C Adams  
SO. DIST. OF GA.

ABELINO ESPINOZA,

Plaintiff,

V.

CV 313-055

STACY N. STONE, Warden, et al.,

**Defendants.**

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed (doc. no. 17). Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Plaintiff's motion for an extension of time in which to pay the initial partial filing fee is **DENIED AS MOOT** (doc. no. 12), his complaint is **DISMISSED** for failure to state a claim upon which relief may be granted, and this civil action is **CLOSED**.

SO ORDERED this 13 day of February, 2014, at Augusta, Georgia.

UNITED STATES DISTRICT JUDGE